Order

Michigan Supreme Court Lansing, Michigan

November 21, 2007

132755 & (63)(67)

Clifford W. Taylor, Chief Justice

Michael F. Cavanagh Elizabeth A. Weaver Marilyn Kelly Maura D. Corrigan Robert P. Young, Jr. Stephen J. Markman, Justices

TIMOTHY RUMFIELD, Personal Representative of the Estate of Daniel Rumfield, Deceased, and Conservator/Co-Guardian of Jeffrey Rumfield, Plaintiff-Appellant,

V

SC: 132755 COA: 260540

Eaton CC: 02-001290-NI

MATTHEW HENNEY,

Defendant/Cross-Defendant,

and

BRIAN HENNEY,

Defendant,

and

KELLY FUELS, INC., d/b/a WOODLAND EXPRESS MART, Defendant-Appellee.

On order of the Court, the application for leave to appeal the September 26, 2006 judgment of the Court of Appeals and the application for leave to appeal as cross-appellant are considered, and they are DENIED, because we are not persuaded that the questions presented should be reviewed by this Court. The motion for peremptory reversal is DENIED.

CAVANAGH, J., would grant leave to appeal.



I, Corbin R. Davis, Clerk of the Michigan Supreme Court, certify that the foregoing is a true and complete copy of the order entered at the direction of the Court.

November 21, 2007

Clerk

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